

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

-vs-

VERNON FRANK EDWARD WYNECOOP,

Defendant.

No. 2:16-CR-0205-WFN-1

PROTECTIVE ORDER

Pending before the Court is the Government's Motion for a Protective Order. ECF No. 19. The Defendant has no objection. The Court has reviewed the file and motions and is fully informed. Accordingly,

IT IS ORDERED that the Government's Motion for a Protective Order, filed January 4, 2017, **ECF No. 19**, is **GRANTED**. The privacy protection measures mandated by 18 U.S.C. § 3509(d), when a case involves a person under the age of eighteen years who is alleged to be a victim of a crime of sexual exploitation, or a witness to a crime committed against another person, apply to this case, thus:

1. All persons acting in this case in a capacity described in 18 U.S.C. § 3509(d)(1)(B), shall follow and abide by the privacy protections of 18 U.S.C. § 3509(d)(1) and (2) as follows: (d) Privacy protection.-- (1) Confidentiality of information.— (A) A person acting in a capacity described in subparagraph (B) in connection with a criminal proceeding shall-- (i) keep all documents that disclose the name or any other information concerning a child in a secure place to which no person who does not have reason to know their contents has access; and (ii) disclose documents described in clause (i) or the information in them that concerns a child only to persons who, by reason of their participation in the proceeding, have reason to know such information. (B) Subparagraph (A) applies to-- (i) all employees of the Government connected with the case, including

1 employees of the Department of Justice, any law enforcement agency involved in the case,
2 and any person hired by the Government to provide assistance in the proceeding; (ii)
3 employees of the court; (iii) the defendant and employees of the defendant, including the
4 attorney for the defendant and persons hired by the defendant or the attorney for the
5 defendant to provide assistance in the proceeding; and (iv) members of the jury.

6 2. Filing under seal.--All papers to be filed in court that disclose the name of or any
7 other information concerning a child shall be filed under seal without necessity of
8 obtaining a court order. The person who makes the filing shall submit to the clerk of the
9 court-- (A) the complete paper to be kept under seal; and (B) the paper with the portions
10 of it that disclose the name of or other information concerning a child redacted, to be
11 placed in the public record.

12 3. Counsel shall remind all persons providing assistance on this case of these
13 obligations.

14 4. Any alleged minor victim will be referred to either by initials or a pseudonym,
15 whichever is agreed upon by counsel for the United States and the Defendant. Counsel
16 shall be consistent in their use of the identifier selected. The parties shall prepare their
17 witnesses and instruct them to refer to the alleged minor victims only by using the agreed
18 pseudonyms (e.g., "Jane Doe 1", "Jane Doe 2" etc.), rather than their names, in opening
19 statements and in closing arguments.

20 5. All personal information relating to any minor victim shall be precluded from
21 public disclosure.

22 The District Court Executive is directed to file this Order and provide copies to
23 counsel.

24 **DATED** this 10th day of January, 2017.

25
26 s/ Wm. Fremming Nielsen

27 WM. FREMMING NIELSEN
28 SENIOR UNITED STATES DISTRICT JUDGE

01-05-17